

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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RUTHLEONA CLEMENT,

Plaintiff,

-against-

UNITED HOMES, LLC, et al.,

Defendants.
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**MEMORANDUM
AND ORDER**

10-CV-2122 (RRM)

ROANNE L. MANN, UNITED STATES MAGISTRATE JUDGE:

Currently pending before this Court, on a referral from the Honorable Roslynn R. Mauskopf, is a motion for default judgment filed by *pro se* plaintiff Ruthleona Clement (“plaintiff”). Whatever the legal sufficiency of plaintiff’s service of process on the defendants who have not yet appeared in this action, the Court has questions as to whether each of the defaulting defendants received actual notice of the pendency of this action. Among other things, the undersigned magistrate judge is aware, through a series of similar actions pending in this district, that a number of the defendants in question have retained counsel and are vigorously defending against similar claims brought by other plaintiffs. Under these circumstances, it is doubtful that these defendants would knowingly default in this case.

For that reason, and given the procedural posture and early stage of the case, as well as the judiciary’s preference for resolution of cases on their merits, the Court concludes, in the interest of justice, that the defaulting defendants should be given a further opportunity to respond to the Complaint in this case. They shall therefore have until October 8, 2010, to enter their appearances and file responses to the Complaint.

In addition, in the hopes of facilitating the orderly presentation of the issues in this case, the Court provides *pro se* plaintiff Clement with the names of and contact information for the attorneys representing the plaintiffs in the aforementioned similar actions:

South Brooklyn Legal Services
105 Court Street - 3rd Floor
Brooklyn, NY 11201
– Jennifer Light, Esq.
718-855-4189
Email: jligh@sbbs.org
– Meghan Faux, Esq.
718-246-3276
Fax: 718-875-8546
Email: meghanf@sbbs.lsn.org
– Rachel Geballe, Esq.
718-237-5573
Fax: 718-875-8546
email: rgeballe@sbbs.org
– Sara Manaugh, Esq.
email: sara_manaugh@yahoo.com

Jean Constantine-Davis, Esq.
AARP Foundation Litigation
601 E Street N.W.
Washington, DC 20049
202-434-2058
Fax: 202-434-6464
email: jcdavis@aarp.org

The Clerk is directed to docket this Order into the Electronic Case Filing (“ECF”) system and to transmit copies thereof (along with copies of the Complaint) to the defaulting defendants through the following individuals and addresses:

United Homes, LLC, United Property Group, LLC
Yaron Hershco and Galit Network, LLC
c/o Richard Naidich, Esq,
Naidich Wurman Birnbaum & Maday LLP
80 Cuttermill Road, Suite 410
Great Neck, NY 11021

United Homes, LLC and United Property
c/o Peter S. Thomas, Esq.
Peter S. Thomas, PC
108-18 Queens Blvd., 6th Fl.
Forest Hills, NY 11375

Yaron Hershco
c/o Peter S. Gordon, Esq.
Gordon & Gordon, PC
108-18 Queens Blvd., 6th Fl.
Forest Hills, NY 11375

First United Mortgage Bank Corp.
9 Laurel Drive
Great Neck, NY 11021
Attn: David Homayoon
[via Federal Express]

SO ORDERED.

**Dated: Brooklyn, New York
September 16, 2010**

**ROANNE L. MANN
UNITED STATES MAGISTRATE JUDGE**